



1683
PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Henkin, *et al.*

Serial No.: 09/833,196

Filed: April 11, 2001

Title: PEPTIDE ANTIANGIOGENIC
DRUGS

Case No.: 6356USP4

Group Art No.: 1653

Examiner: Lukton, David

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the:
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TRANSMITTAL LETTER

Dear Sir:

Enclosed herewith for the patent application identified above entitled PEPTIDE ANTIANGIOGENIC DRUGS are the following:

1. Amendment, 7 pages;
2. Request for Three-Month Extension of Time, in duplicate; and
3. Return Receipt Postcard.

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Respectfully submitted,
Henkin, *et al.*

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**TERMINAL DISCLAIMER TO OBTAIN A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENT**

Docket Number (Optional)

6356USP4

In re Application of: Jack Henkin, et al.

Application No.: 09/833,196

Filed: April 11, 2001

For:

Peptide Antiangiogenic Drugs

The owner, Abbott Laboratories, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 09/447,226. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer. In the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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2. ☒ The undersigned is an attorney or agent of record.



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